

J. GILBERT PARRISH, JR.

ATTORNEY AT LAW  
605 COURT STREET, SUITE 1  
SAVANNAH, TENNESSEE 38372  
(901) 925-1966

RECEIVED  
REGULATORY AUTH.

01 JUL 20 PM 3 11

TELECOPIER  
OFFICE OF THE  
EXECUTIVE SECRETARY  
(901) 925-1130

July 20, 2001

David Waddell  
Executive Secretary  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

Re: Shiloh Falls Utilities, Inc.  
Case No. #01-00378

Dear Mr. Waddell:

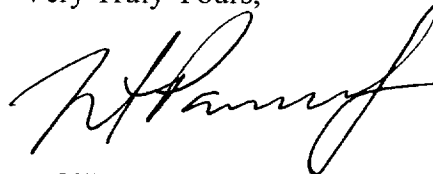
In accordance with the request from Butch Phillips, I am submitting the following additional information:

1. Clearance letter from Tennessee Department of Revenue.
2. Letter of Reinstatement.
3. Certificate of Existence.
4. Tariff of Shiloh Falls Utilities, Inc. which has been corrected to reflect the following changes:
  - a. Address of TRA on cover sheet.
  - b. Revision of RETURN CHECK CHARGES.
  - c. CONTRIBUTIONS IN AID OF CONSTRUCTION & ADVANCES IN AID OF CONSTRUCTION changes to allow actual tax liability to be absorb by developer.
  - d. CONTRACTS FOR SERVICE has been revised to reflect only an Application and contract for service will be executed.
5. Sample Application and Contract for Service.
6. Sample Privacy Policy Notice as required by 15 U.S.C. sections 68011 and 6805(a).

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I have confirmed that the utility company is a (c) corporation for Federal Income tax purposes. After reviewing the foregoing, if any further information is needed please advise.

Very Truly Yours,

A handwritten signature in black ink, appearing to read "J. Parrish, Jr.", with a large, stylized flourish at the end.

J. Gilbert Parrish, Jr.

JGP:jlw  
Enclosure



# TENNESSEE DEPARTMENT OF REVENUE

SHILOH FALLS UTILITIES, INC.  
65 COURT ST  
SAVANNAH TN 38372

July 3, 2001

Account Type: FRAN/EXCS2

Account No.: 318652278

We have received and processed your request for tax clearance for the account indicated above. Your certificate of tax clearance is attached below. The certificate, along with the appropriate reports, forms, and fees required, must be submitted to the following address:

Secretary of State  
312 8th Ave. N.  
6th floor  
William R. Snodgrass Tower  
Nashville, TN 37243

Certificates of clearance for Certificate of Existence/Authorization or Reinstatement of Corporate Charter/Certificate of Authority are invalid after 45 days past the effective date. For additional information regarding this account, you may call Taxpayer Services between 8:00 a.m. and 4:30 p.m. (CST) Monday through Friday, holidays excepted. Please see the back of this notice for our local offices and phone numbers.

DETACH HERE AND SUBMIT TO THE TENNESSEE SECRETARY OF STATE

## TENNESSEE DEPARTMENT OF REVENUE

500 DEADERICK STREET  
ANDREW JACKSON STATE OFFICE BUILDING  
NASHVILLE, TN 37242

### CERTIFICATE OF TAX CLEARANCE

July 3, 2001

SHILOH FALLS UTILITIES, INC.  
HWY 57 & OLD SOUTH RD  
PICKWICK DAM, TN 38365

Notice No.: 4043154010703  
Account No.: 318652278  
Sec. of State Control No.: 0276700  
Effective Date: July 3, 2001

Tax Clearance has been granted for:

**REINSTATEMENT**

This is to certify that all applicable reports have been filed and that fees, penalties and taxes have been paid as required by revenue laws of this state.

Ruth E. Johnson  
COMMISSIONER OF REVENUE

**Secretary of State  
Division of Business Services**

**312 Eighth Avenue North  
6th Floor, William R. Snodgrass Tower  
Nashville, Tennessee 37243**

DATE: 07/12/01  
REQUEST NUMBER: 4247-0739A  
TELEPHONE CONTACT: (615) 741-2286  
FILE DATE/TIME: 07/11/01 0845  
EFFECTIVE DATE/TIME: 07/11/01 0845  
CONTROL NUMBER: 0276700

TO:  
J GILBERT PARRISH JR.  
605 COURT ST  
SAVANNAH, TN 38372

RE:  
SHILOH FALLS UTILITIES, INC.  
REINSTATEMENT FOLLOWING CLEARANCE BY DEPARTMENT  
OF REVENUE

PLEASE BE ADVISED THAT THE CHARTER/CERTIFICATE OF AUTHORITY OF THE  
ABOVE CORPORATION, WHICH WAS PREVIOUSLY REVOKED BY THE TENNESSEE DEPARTMENT  
OF REVENUE, HAS BEEN REINSTATED ON THE EFFECTIVE DATE INDICATED ABOVE.

-----  
FOR: REINSTATEMENT FOLLOWING CLEARANCE BY DEPARTMENT  
OF REVENUE

FROM:  
J GILBERT PARRISH JR (605 COURT/BOX 391)  
605 COURT ST., S-1  
P. O. BOX 391  
SAVANNAH, TN 38372-0000



*Riley C. Darnell*

RILEY C. DARNELL  
SECRETARY OF STATE

Secretary of State  
Division of Business Services  
312 Eighth Avenue North  
6th Floor, William R. Snodgrass Tower  
Nashville, Tennessee 37243

ISSUANCE DATE: 07/13/2001  
REQUEST NUMBER: 01194173A  
TELEPHONE CONTACT: (615) 741-6488

CHARTER/QUALIFICATION DATE: 03/10/1994  
STATUS: ACTIVE  
CORPORATE EXPIRATION DATE: PERPETUAL  
CONTROL NUMBER: 0276700  
JURISDICTION: TENNESSEE

TO:  
BUTCH PHILLIPS  
TN REGULATORY AUTHOR  
460 JAMES ROBT PKWY  
NASHVILLE, TN 37243

REQUESTED BY:  
BUTCH PHILLIPS  
TN REGULATORY AUTHOR  
460 JAMES ROBT PKWY  
NASHVILLE, TN 37243

CERTIFICATE OF EXISTENCE

I, RILEY C DARNELL, SECRETARY OF STATE OF THE STATE OF TENNESSEE DO HEREBY CERTIFY THAT  
"SHILOH FALLS UTILITIES, INC."

IS A CORPORATION DULY INCORPORATED UNDER THE LAW OF THIS STATE WITH DATE OF  
INCORPORATION AND DURATION AS GIVEN ABOVE;  
THAT ALL FEES, TAXES, AND PENALTIES OWED TO THIS STATE WHICH AFFECT THE  
EXISTENCE OF THE CORPORATION HAVE BEEN PAID;  
THAT THE MOST RECENT CORPORATION ANNUAL REPORT REQUIRED HAS BEEN FILED  
WITH THIS OFFICE; AND  
THAT ARTICLES OF DISSOLUTION HAVE NOT BEEN FILED; AND  
THAT ARTICLES OF TERMINATION OF CORPORATE EXISTENCE HAVE NOT BEEN FILED

FOR: REQUEST FOR CERTIFICATE

ON DATE:

FROM:

RECEIVED:	FEES	
	\$0.00	\$0.00
TOTAL PAYMENT RECEIVED:		\$0.00

RECEIPT NUMBER:  
ACCOUNT NUMBER:



SS-4458

*Riley C Darnell*

RILEY C. DARNELL  
SECRETARY OF STATE

**TARIFF OF**

**SHILOH FALLS UTILITIES, INC.**

**CONSISTING OF**

**SCHEDULE OF RATES, TERMS AND CONDITIONS**

**FOR**

**SANITARY SEWER SERVICE**

**APPLYING TO**

**SHILOH FALLS UTILITIES, INC.**  
**COUNCE, TENNESSEE**

**NO MODIFICATION OF THESE SCHEDULES SHALL BE  
MADE EXCEPT FOR THE PURPOSE OF CANCELING OR  
SUPERSEDING PREVIOUSLY ISSUED SCHEDULES**

**Issues By:** Shiloh Falls Utilities, Inc.

**Address:** 25 Old South Road  
Counce, Tennessee 38326  
(731) 689-5288

**TENNESSEE REGULATORY AUTHORITY**  
460 James Robertson Parkway  
Nashville, Tennessee 37243-0505  
(615) 741-2904

**Issue Date:** May 18, 2001

**Effective Date:**

## **RULES AND REGULATIONS**

### **Governing the Sewerage and Sewage Treatment System of SHILOH FALLS UTILITIES, INC.**

#### **STATEMENT OF PURPOSE**

The general purposes of these rules and regulations are:

1. To establish procedures for furnishing sewerage and sewage treatment services on a uniform basis to customers within the service area boundary of the SHILOH FALLS UTILITIES, INC.
2. To provide standards and procedures for:
  - a. Acceptable sewage characteristics
  - b. Excessive sewage volume
  - c. Engineering design standards
  - d. Construction and inspection requirements
  - e. Quality of materials

#### **DEFINITION OF TERMS**

1. Corporation - shall mean Shiloh Falls Utilities, Inc.
2. Engineer - shall mean the consulting engineer of Shiloh Falls Utilities, Inc.
3. Customer - shall mean any person, firm, corporation, association or government unit furnished sewerage by the Corporation.
4. Property - shall mean all facilities owned and operated by the Corporation.
5. Authority - shall mean the Tennessee Regulatory Authority.

6. **Sewer Main** - shall mean a sewer pipeline that is under pressure, receives sewage from other branches, runs adjacent to roadways and terminates at the sewage treatment plant, or a major lift station.
7. **Trunk Sewer** - shall mean a sewer that runs parallel to a natural drainage channel and receives sewage from any tributary branches and terminates at the sewage treatment plant or major lift station.
8. **Collector Sewer** - shall mean those sewers lines running within the service area and conveying the sewage, to the trunk sewer on the main by pressure or gravity.
9. **Lateral Sewer** - shall mean those sewers extending from the Collector Sewer to the property line of the Customer.
10. **Building Sewer** - shall mean that sewer piping, gravity, or pressures extending from the Customer's property line to his place of business or residence.

#### **AUTHORIZATION OF RULES AND REGULATIONS**

The SHILOH FALLS UTILITIES, INC., a corporation organized and engaged in business as a public utility in the State of Tennessee under a Certificate of Convenience and Necessity issued by the Tennessee Regulatory Authority on or about May 20, 1996 under Docket No. 95-03948, submits the following statement of its rules and regulations.

#### **EFFECT OF RULES AND REGULATIONS**

All provisions of these rules and regulations shall be incorporated in each contract with each sewerage Customer of the Shiloh Falls Utilities, Inc.

#### **UTILITY ITEMS ON PRIVATE PROPERTY**

The Corporation shall not furnish or maintain any items or appurtenances for sewer service on the customer's premises without execution of an agreement for an easement or encroachment. No property of the Corporation shall be located on the premises of customers except sewer shut-off valves maintained by the Corporation. All grinder pumps and tanks for grinder pumps shall be located on the customer's property and maintained by the customer.



**DISCONTINUANCE OF SERVICE**

Service under any application may be discontinued for the following reasons:

1. Non-payment of bill as hereinafter set forth.
2. For misrepresentation in the application.
3. For adding to the Property or fixtures without notice of Corporation.
4. For failure to protect the connections, service lines or fixtures in good order.
5. For molesting any service pipes or any property of the Corporation in any way whatsoever.
6. Vacancy of premises.
7. For violation of any rules of the Corporation.
8. For disconnecting or re-connecting service by any party other than a duly authorized agent and/or approved service provider of the Corporation without the consent of the Corporation.

**NON-PAYMENT PENALTIES**

All customers located within the service area are provided water by the First Utility District of Hardin County, Tennessee. All customers agree that their water services may be terminated at the request of the Corporation due to the non-payment of sewer charges. Said termination of water service being the approved and agreed method to enforce the collection of sewer charges. No service shall be turned on again if discontinued for non-payment (or any valid reason) until all outstanding charges have been paid.

**CHANGE OF OWNERSHIP, TENANCY, OR SERVICE**

A new application and agreement must be made and approved by the Corporation on any change in ownership of property, or in tenancy, or in the service as described in the application. In the event of failure of a new owner or tenant to make such application, the Corporation shall have the right to discontinue service until such new application is made and approved.

### **RETURN CHECK CHARGES**

For any and all returned checks submitted by the customer to the utility, the customer shall be responsible to reimburse the utility for actual bank charges incurred by the utility for the non-payment of said funds plus a \$20.00 return check fee to cover administrative charges of the utility. At the time of this filing, the utilities bank does not impose any charges for returned checks.

### **GRINDER PUMPS**

All customers must have an approved grinder pump and collection system which meets the specifications as established by the Engineer. The customer shall have the sole responsibility to maintain the grinder pump.

### **SPECIAL PRETREATMENT SEWAGE REQUIREMENTS**

For the sewerage connections, in addition to the customary tap fees, the Corporation reserves the right to require any non-residential user to provide special treatment for any high strength effluent before discharge into its sewerage system. The Corporation may, upon the basis of recognized engineering standards and treatment cost, increase the tap fees or flat rate charges to cover the cost of treatment of high strength effluent or industrial waste with the approval of the Authority, and may impose recognized engineering standards as to the maximum size of solids and constituents in such waste discharge into its sewerage system.

### **DAMAGES**

The Corporation shall in no event be responsible for maintaining any service line owned by the Customer, for damages created by sewage escaping therefrom, or for defects in lines or fixtures on the property of the Customer. The Customer shall at all times comply with all regulations of the Tennessee Regulatory Authority, and the Corporation, relating to the service lines and shall make all changes in his lines required on account of grade or otherwise. All leaks in any pipe are fixture on the premises of the Customer shall be immediately repaired. On failure to repair any such leak, the service discontinued until repairs are made.

### **IN EVENT OF EMERGENCY**

The Corporation shall not be liable to the Customer for interruption in service or for damages or inconvenience as a result of any interruption, stoppage, etc., which was beyond the reasonable control of the Corporation.

### **EXTENSION PLAN**

The Corporation will furnish sewer services to all property owners whose lands abuts the trunk or main sewer. The sewer service charges and tap fees included in Appendix I do not include costs for constructing trunk sewers and list stations. Any collector and/or lateral sewers required to service such abutting properties shall be constructed at the cost of the party desiring it, and these sewers shall become the property of the Corporation to be credited to the account for contribution in aid of construction. If the said desiring party does not wish to construct his own collector and lateral sewers, the Corporation may construct them and charge the developer the total project costs for the same. The desiring party shall obtain at its expense the easements required by the Corporation for any collector and/or lateral sewers. Plans for any extensions shall be reviewed and approved by the Engineer prior to construction.

### **CONTRIBUTIONS IN AID OF CONSTRUCTION & ADVANCES IN AID OF CONSTRUCTION**

If any contribution and/or advances remitted to the utility in aid of construction is treated as taxable revenues by the IRS whether in the form of property or cash, the contributing party shall absorb and/or pay the utility the actual amount of tax liability incurred due to said contribution or advance. The contribution or advance will be equal to the "original cost" if in the form of property or face value if in the form of cash.

### **CONTRACTS FOR SERVICE**

Each customer before installation of service shall be required to execute on the appropriate form furnished by the Corporation or its designated representative.

1. An application and contract for service .

### **CUSTOMER BILLING FORMS**

All customer billings shall be on a standard form whether residential, commercial or industrial.

**PUBLIC CONTRACT**

**Mr. R. P. Shackelford**  
**Shiloh Falls Utilities, Inc.**  
**25 Old South Road**  
**Counce, TN 38326**

**TENNESSEE REGULATORY AUTHORITY**

**The utility in its operation shall conform with all the applicable rules and regulations promulgated from time to time by the Tennessee Regulatory Authority.**

**SHILOH FALLS UTILITIES, INC.**

**MONTHLY SEWER SERVICE BILLING**

**Residential, Condominium, House or Apartment:**

**Charge per 1,000 gallons  
(actual or assumed flow).....\$3.71**

**Minimum monthly charge.....\$8.90**

**Non-Residential:**

**Charge per 1,000 gallons  
(actual or assumed flow).....\$3.21**

**Minimum monthly charge.....\$8.90**

**SEWER CONNECTION FEES**

**Residential & Commercial.....\$850.00**

**GENERAL FEES**

**Returned Check Charges:.....\$20.00**

# SHILOH FALLS UTILITIES, INC.

DBA ☐ INDIVIDUAL ☐ PARTNERSHIP ☐ CORP.

## APPLICATION and CONTRACT FOR SERVICE

APPLICANT'S NAME (Please Print) \_\_\_\_\_  
FIRST MIDDLE LAST

SERVICE ADDRESS \_\_\_\_\_  
Street, Road, Route, Box and/or Fire Road No.

SUBDIVISION \_\_\_\_\_ LOT NO. \_\_\_\_\_

BILLING ADDRESS \_\_\_\_\_  
Street, Route or Box City State Zip

PREVIOUS ADDRESS \_\_\_\_\_ PHONE NUMBER \_\_\_\_\_

DRIVERS LICENSE NO. \_\_\_\_\_ SOCIAL SECURITY NO. \_\_\_\_\_

EMPLOYER \_\_\_\_\_ HOW LONG? \_\_\_\_\_

SPOUSE \_\_\_\_\_  
First Middle Last Maiden

### CONSUMER INFORMATION

DO YOU OWN PROPERTY WHERE SERVICE IS REQUESTED? YES \_\_\_\_\_ NO \_\_\_\_\_

IF NO, WHO DOES? \_\_\_\_\_

ADDRESS \_\_\_\_\_ PHONE NO. \_\_\_\_\_

HAVE YOU RECEIVED SERVICE FROM SHILOH FALLS UTILITIES, INC. BEFORE?

YES \_\_\_\_\_ NO \_\_\_\_\_ WHEN \_\_\_\_\_ LOCATION \_\_\_\_\_

WHAT NAME? \_\_\_\_\_

CREDIT REFERENCE (1) \_\_\_\_\_

(2) \_\_\_\_\_

WITH WHAT UTILITY DID YOU  
LAST HAVE UTILITY SERVICE \_\_\_\_\_

### SERVICE INFORMATION

CLASSIFICATION? Residential \_\_\_\_\_ Farm \_\_\_\_\_ Commercial \_\_\_\_\_ Industrial \_\_\_\_\_

IF COMMERCIAL, LOAD FACTORS SEWER GALLONS PER MONTH \_\_\_\_\_

IF RESIDENTIAL  
WHAT TYPE? HOUSE \_\_\_\_\_ APT. \_\_\_\_\_ MOBILE HOME \_\_\_\_\_ (Park \_\_\_\_\_ or Single Lot \_\_\_\_\_)

### AGREEMENT

The applicant hereby agrees to comply and be bound with and be subject to all applicable Federal and State Laws, City Ordinances and Resolutions, Shiloh Falls Utilities, Inc., and Public Works Department Rules and Regulations.

IF accepted, this application shall constitute a contract for services between said applicant and Shiloh Falls Utilities, Inc.

I, the undersigned, do hereby understand and agree to the above requirements. All customers agree to pay for services in accordance with Shiloh Falls Utilities scheduled and approved Tariff and Schedule of Rates, Terms and Conditions as approved by the Tennessee Regulatory Authority.

## **PRIVACY POLICY NOTICE**

SHILOH FALLS UTILITIES, INC. is required by a new federal law to inform its customers of its policies regarding the privacy of customer information.

In the course of providing our customer with service, we receive significant personal financial information from our customer to approve and extend credit. If you are a customer of SHILOH FALLS UTILITIES, INC., you should know that all information that we receive from you is held in confidence, and is not released to people outside the company, except as agreed to by you, or as required under an applicable law.

We retain records relating our application utility services so that we are better able to assist you with your utility needs and in, some cases, to comply with guidelines. In order to guard your nonpublic personal information, we maintain physical, electronic, and procedural safeguards that comply with our standards.

Please ask us if you would like any additional information about these policies or the manner in which your confidential information is maintained.

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SHILOH FALLS UTILITIES, INC.